



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D. C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/971,773	10/09/2001	Yutaka Kanda	249-202

06/20/2002 HAWHED1 00000010 09971773

CONFIRMATION NO. 2525

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Arlington, VA 22201-4714

01 FC:101  
02 FC:102  
03 FC:103  
04 FC:104  
05 FC:105  
06 FC:139

740.00 (F)ORMALITIES LETTER

336.00 (F)  
882.00 (F)  
280.00 (F)  
130.00 (F)  
130.00 (F)



C000000007076734\*

Date Mailed: 11/15/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- The balance due by applicant is \$ 1000.**
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing figures contain text that is not in English (including, for example, a flow chart

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that was originally not in English that has been marked up to include the English text)  
see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1);

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)**

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

09/971,773 filed 06/17/02

MP #

In re Patent Application of:

KANDA et al

Serial No. 09/971,773

Filed: October 9, 2001

For: ANTIBODY COMPOSITION PRODUCING CELL

Attention: Application Branch

Atty. Dkt. 249-202

Date: June 17, 2002



Assistant Commissioner for Patents  
Washington, D.C. 20231

The attached completes filing of the above-identified patent application:

- ☒ Signed Rule 63 Declaration alone, ☐ Copy of Declaration from prior application alone, OR  
☒ Signed Declaration plus attached copy of originally filed specification/drawings.  
☒ **NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED** form.  
☒ Record the attached assignment and return to the undersigned.  
☐ Attached is a Power of Attorney.  
☒ Acknowledgement of the applicants claim to domestic priority of Serial No. 60/268,916 is requested.  
☒ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

**Application Number**  
2000-308526  
PCT/JP01/08804

**Country**  
Japan  
WIPO

**Day/Month/Year Filed**  
6 October 2000  
5 October 2001

respectively.

- ☐ Certified copy(ies) of foreign application(s) is/are attached.  
☐ Certified copy(ies) filed on \_\_\_\_\_ in prior application no. \_\_\_\_\_, filed \_\_\_\_\_.  
☐ Applicant claims "small entity" status. ☐ "Small entity" statement attached.  
☒ Please enter the attached and/or below preliminary amendment prior to calculation of filing fee.  
☒ Also attached: ☐ Information Disclosure Statement; ☒ 30 page Nucleotide and/or Amino Acid Sequence Submission; ☒ Other: English translation of specification (276 pages with Abstract and 61 claims) with 55 sheets of drawings; Declaration re: translation of Mr. Eiichi Kobayashi; 2 page inventors Declaration; 2 page Assignment and coversheet

**Fees due are calculated below:**

Basic filing fee					\$	740.00
Total Effective claims	69	- 49 =	20	x \$	18.00	\$ 882.00
Independent claims	7	- 3 =	4	x \$	84.00	\$ 336.00
If any proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)						\$ 280.00
<b>FILING FEE</b>						<b>\$ 2,238.00</b>

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920.00/3 months; \$1440.00/4 months)	\$	1,960.00
Surcharge (\$130.00) if Declaration or filing fee first now submitted	\$	130.00
English translation of specification and claims (\$130.00)	\$	130.00
<b>FIRST SUBTOTAL</b>	<b>\$</b>	<b>4,458.00</b>

If "small entity," enter half (1/2) of subtotal and subtract

<b>SECOND SUBTOTAL</b>	<b>\$</b>	<b>4,458.00</b>
	<b>\$</b>	<b>0.00</b>

Assignment Recording Fee (\$40.00)

<b>TOTAL FEE DUE</b>	<b>\$</b>	<b>4,458.00</b>
Check enclosed (Pre-Bill)*	\$	1,648.00
Check enclosed (non Pre-Bill)*	\$	2850.00
<b>TOTAL FEE ENCLOSED</b>	<b>\$</b>	<b>4498.00</b>

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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**NIXON & VANDERHYE P.C.**

By Atty: B. J. Sadoff, Reg. No. 36,663

*[Signature]*

\*For N&V internal accounting purposes

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